

FORM PTO-1390 (Modified) U.S. PATENT AND TRADEMARK OFFICE; U.S. DEPARTMENT OF COMMERCE (REV. 2-2005)		ATTORNEY'S DOCKET NUMBER 3220-78751	
TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A SUBMISSION UNDER 35 U.S.C. 371		U.S. APPLICATION NO. (If known, see 37 CFR 1.5) 107553532	
INTERNATIONAL APPLICATION NO. PCT/US2004/014581	INTERNATIONAL FILING DATE 11 May 2004 (11.05.04)	PRIORITY DATE CLAIMED 12 May 2003 (12.05.03)	
TITLE OF INVENTION CYTOTOXIC INDENO AND ISOINDOLOISOQUINOLONES			
APPLICANT(S) FOR DO/EO/US CUSHMAN, Mark S.; POMMIER, Yves G.			
Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:			
<ol style="list-style-type: none"> 1. <input checked="" type="checkbox"/> This is a FIRST submission of items concerning a submission under 35 U.S.C. 371. 2. <input type="checkbox"/> This is a SECOND or SUBSEQUENT submission of items concerning a submission under 35 U.S.C. 371. 3. <input type="checkbox"/> This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (24) indicated below. 4. <input checked="" type="checkbox"/> The US has been elected (Article 31). 5. <input checked="" type="checkbox"/> A copy of the International Application as filed (35 U.S.C. 371 (c)(2)) <ol style="list-style-type: none"> a. <input checked="" type="checkbox"/> is attached hereto (required only if not communicated by the International Bureau). b. <input type="checkbox"/> has been communicated by the International Bureau. c. <input checked="" type="checkbox"/> is not required, as the application was filed in the United States Receiving Office (RO/US). 6. <input type="checkbox"/> An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)). <ol style="list-style-type: none"> a. <input type="checkbox"/> is attached hereto. b. <input type="checkbox"/> has been previously submitted under 35 U.S.C. 154(d)(4). 7. <input checked="" type="checkbox"/> Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371 (c)(3)) <ol style="list-style-type: none"> a. <input type="checkbox"/> are attached hereto (required only if not communicated by the International Bureau). b. <input type="checkbox"/> have been communicated by the International Bureau. c. <input type="checkbox"/> have not been made; however, the time limit for making such amendments has NOT expired. d. <input checked="" type="checkbox"/> have not been made and will not be made. 8. <input type="checkbox"/> An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)). 9. <input checked="" type="checkbox"/> An oath or declaration of the inventor(s) (35 U.S.C. 371 (c)(4)). (2 in counterpart) 10. <input type="checkbox"/> An English language translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371 (c)(5)). 11. <input checked="" type="checkbox"/> A copy of the International Preliminary Examination Report (PCT/IPEA/409). 12. <input checked="" type="checkbox"/> A copy of the International Search Report (PCT/ISA/210). <p>Items 13 to 23 below concern document(s) or information included:</p> <ol style="list-style-type: none"> 13. <input checked="" type="checkbox"/> An Information Disclosure Statement under 37 CFR 1.97 and 1.98. 14. <input type="checkbox"/> An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included. 15. <input checked="" type="checkbox"/> A FIRST preliminary amendment. 16. <input type="checkbox"/> A SECOND or SUBSEQUENT preliminary amendment. 17. <input type="checkbox"/> A substitute specification. 18. <input checked="" type="checkbox"/> A power of attorney and/or change of address letter. (2 separate) 19. <input type="checkbox"/> A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 37 CFR 1.821 - 1.825. 20. <input type="checkbox"/> A second copy of the published International Application under 35 U.S.C. 154(d)(4). 21. <input type="checkbox"/> A second copy of the English language translation of the International Application under 35 U.S.C. 154(d)(4). 22. <input checked="" type="checkbox"/> Express Mail Label No. EV 417055171 US 23. <input checked="" type="checkbox"/> Other items or information: <ol style="list-style-type: none"> a. Copy of Form PCT/IB/306; b. Copy of Written Opinion of the International Searching Authority; c. Certificate Under 37 CFR 1.10; d. Statement Under 37 CFR 3.73(b) (two separate) 			

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

U.S. APPLICATION NO. (if known, see 37 CFR 1.15) 10/553532		INTERNATIONAL APPLICATION NO. PCT/US2004/014581		ATTORNEY'S DOCKET NUMBER 3220-78751	
The following fees are submitted:				CALCULATIONS PTO USE	
24. <input checked="" type="checkbox"/> Basic national fee				\$300	\$ 300.00
25. <input checked="" type="checkbox"/> Examination fee If International preliminary examination report prepared by USPTO and all claims satisfy provisions of PCT Article 33(1)-(4). All other situations.				\$100 \$200	\$ 100.00
26. <input checked="" type="checkbox"/> Search fee Search fee (37 CFR 1.445(a)(2)) has been paid on the international application to the USPTO as an International Searching Authority International Search Report prepared and provided to the Office All other situations.				\$100 \$400 \$500	\$ 100.00
TOTAL OF 24, 25 and 26 =				\$500.00	
<input type="checkbox"/> Additional fee for specification and drawings filed in paper over 100 sheets (excluding sequence listing or computer program listing filed in an electronic medium). The fee is \$250 for each additional 50 sheets of paper or fraction thereof.					
Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof (round up to a whole number)		RATE	
- 100 =	0 /50 =	0		x \$250.00	\$ 0.00
Surcharge of \$130.00 for furnishing the oath or declaration later than months from the earliest claimed priority date (37 CFR 1.492(e)).					
CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE		
Total claims	27 - 20 =	7	x \$50.00	\$ 350.00	
Independent claims	2 - 3 =	0	x \$200.00	\$ 0.00	
MULTIPLE DEPENDENT CLAIMS (if applicable) <input type="checkbox"/>			+ \$360.00	\$ 0.00	
TOTAL OF ABOVE CALCULATIONS =				\$ 850.00	
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. The fees indicated above are reduced by 1/2.				\$ 0.00	
				SUBTOTAL =	\$ 850.00
Processing fee of \$130.00 for furnishing the English translation later than 30 months from the earliest claimed priority date (37 CFR 1.492(f)).				\$ 0.00	
				TOTAL NATIONAL FEE =	\$ 850.00
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40 per property +				\$ 0.00	
				TOTAL FEES ENCLOSED =	\$ 850.00
				Amount to be	\$
				Amount to be	\$
a. <input checked="" type="checkbox"/> A check in the amount of \$ <u>\$850.00</u> to cover the above fees is enclosed.					
b. <input type="checkbox"/> Please charge my Deposit Account No. _____ in the amount of _____ to cover the above fees. A duplicate copy of this sheet is enclosed.					
c. <input checked="" type="checkbox"/> The Director is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. <u>10-0435</u> . A duplicate copy of this sheet is enclosed.					
d. <input type="checkbox"/> Fees are to be charged to a credit card. WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.					
NOTE: Where an appropriate time limit under 37 CFR 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the International Application to pending status.					
SEND ALL CORRESPONDENCE TO:					
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Indianapolis, IN 46204					
US					
Customer No. 23643					
SIGNATURE					
Kevin L. McLAREN, October 14, 2005					
NAME					
48351					
REGISTRATION NUMBER					

BARNES & THORNBURG LLP

JC04 Rec'd PCT/PTO 14 OCT 2005
10/553532

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IN THE UNITED STATES PATENT OFFICE

Earliest Priority Date: 12 May 2003 (12.05.03)

International Serial No.: PCT/US2004/014581

U.S. Serial No.: Unknown

Invention: CYTOTOXIC INDENO AND ISOINDOLOISOQUINOLONES

Applicant: CUSHMAN, Mark S.; POMMIER, Yves G,

International Filing Date: 11 May 2004 (11.05.04)

Attorney Docket: 3220-78751

CERTIFICATE UNDER 37 C.F.R. § 1.10

MAIL STOP PCT
Attention: DO/EO/US
Commissioner for Patents
P.O. Box 1450
Alexandria, VA. 22313-1450

Sir:

Express Mail" Mailing Label No.: EV 417055171US
Date of Deposit: 14 October 2005 (14.10.05)

I hereby certify that this paper or fee is being deposited with the United States Postal Service's "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA. 22313-1450.

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JC20 Rec'd PCT/PTO 14 OCT 2005
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IN THE UNITED STATES PATENT OFFICE

Earliest Priority 12 May 2003 (12.05.03)

Date:

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Serial No.:

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Invention: CYTOTOXIC INDENO AND
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Applicant: CUSHMAN, Mark S.; POMMIER,
Yves G,

International 11 May 2004 (11.05.04)

Filing Date:

Attorney 3220-78751

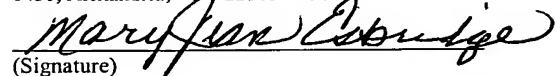
Docket:

Certificate Under 37 CFR 1.10

Express Mail No.: EV417055171US

Date of Mailing: 14 October 2005

I hereby certify that this correspondence is being deposited with the United States Postal Service's "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date above and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.


(Signature)

Mary Jean Eskridge

(Typed or Printed Name of Person Mailing Paper or Fee)

SUBMISSION OF FORMAL DRAWINGS

Attention: DO/EO/US
MAIL STOP PCT
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Attached are four (4) sheets of formal drawings for the above-identified national application. These formal drawings, which replace any other drawings previously filed with this application, are the drawings that should be examined and printed with the issued patent.

Please charge any fees that may be due in connection with these drawings to our Deposit Account No. 10-0435, referencing our client/matter number 3220-78751.

Respectfully submitted,



Kevin L. McLaren
Atty. Reg. No. 48351
Attorney for Applicants